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MICROCHIP TECHNOLOGY INCORPORATED

**UNITED STATES DISTRICT COURT
DISTRICT OF ARIZONA**

MICROCHIP TECHNOLOGY
INCORPORATED,

Plaintiff,

v.

INTERSIL CORPORATION,
TECHWELL, INC. and ZILKER LABS,
INC.

Defendants.

Case No. _____

**COMPLAINT FOR PATENT
INFRINGEMENT**

DEMAND FOR JURY TRIAL

Microchip Technology Incorporated hereby alleges for its complaint against Intersil Corporation, Zilker Labs, Inc. and Techwell, Inc. on personal knowledge as to its own activities and on information and belief as to the activities of others, as follows:

THE PARTIES

1. Microchip Technology Incorporated ("Microchip") is a corporation organized and existing under the laws of the State of Delaware, with its principal place of business at 2355 West Chandler Blvd., Chandler, Arizona 85224. Microchip is a leading provider of microcontroller, analog, memory and Flash-IP solutions.

2. On information and belief, Defendant Intersil Corporation ("Intersil") is a corporation organized under the laws of the State of Delaware with its principal place of business at 1001 Murphy Ranch Road, Milpitas, California 95035 and regularly conducts business in the District of Arizona.

1 3. On information and belief, Defendant Zilker Labs, Inc. ("Zilker") is
2 currently a wholly owned subsidiary of Intersil.

3 4. On information and belief, products starting with ZL, including ZL2106,
4 ZL6100, ZL6105 and ZL9101M, are Zilker products.

5 5. On information and believe, Defendant Techwell, Inc. ("Techwell") is
6 currently an indirect wholly owned subsidiary of Intersil.

7 6. On information and belief, products starting with TW, including TW2865,
8 are Techwell products.

9 **PERSONAL JURISDICTION AND VENUE**

10 7. This is an action for patent infringement arising under the patent laws of
11 the United States. Title 35 U.S.C. §§ 271, et seq. This Court has subject matter
12 jurisdiction pursuant to 28 U.S.C. §§ 1331 and 1338(a).

13 8. On information and belief, Intersil conducts business in this district, on
14 behalf of itself and its subsidiaries Zilker and Techwell, and as a result of this business
15 has continuous and systematic contacts with this district including, but not limited to,
16 having a sales representative who maintains an office in Arizona, having distributors in
17 and assigned to Arizona and providing a webpage with Arizona-specific, customer
18 information. Furthermore, on information and belief, Intersil has purposefully directed
19 activities to Arizona, such as directly distributing, offering for sale, selling, and
20 advertising its products and services, including Zilker and Techwell products, within the
21 State of Arizona and this judicial district, and Microchip's claims for relief arise from
22 and relate to those activities. Accordingly, Intersil, and its subsidiaries Zilker and
23 Techwell, are subject to personal jurisdiction in this judicial district.

24 9. Venue is proper in this district under 28 U.S.C. §§ 1391(b) and (c) and §
25 1400(b).

26 **NATURE OF THE ACTION**

27 10. Microchip is the assignee of United States Patent No. 5,760,720 ("the '720
28 Patent"), entitled "Digital Trimming of On-Chip Analog Components," issued on June 2,

46. By reason of Techwell's acts alleged herein, Microchip has suffered damage in an amount to be proved at trial.

47. On information and belief, Techwell threatens to continue to do the acts complained herein, and unless restrained and enjoined will continue to do so, all to Microchip's irreparable damage. It would be difficult to ascertain the amount of compensation which would afford Microchip adequate relief for such future and continuing acts. Microchip does not have an adequate remedy at law to compensate it for injuries threatened.

NINTH CAUSE OF ACTION:

INFRINGEMENT OF U.S. PATENT NO. 6,159,765 (INTERSIL)

48. Microchip realleges and incorporates the allegations of Paragraphs 1-15 as if set forth herein in their entirety.

49. Microchip is informed and believes and thereon alleges that Intersil has been and is now infringing, inducing infringement and/or contributing to infringement of the '765 Patent by making, using, selling and/or offering for sale in and/or importing into the United States without authority products, including, without limitation, the ZL6105 product, that incorporate and/or utilize the invention claimed in the '765 Patent.

50. By reason of Intersil's acts alleged herein, Microchip has suffered damage in an amount to be proved at trial.

51. On information and belief, Intersil threatens to continue to do the acts complained herein, and unless restrained and enjoined will continue to do so, all to Microchip's irreparable damage. It would be difficult to ascertain the amount of compensation which would afford Microchip adequate relief for such future and continuing acts. Microchip does not have an adequate remedy at law to compensate it for injuries threatened.